IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

WP(C).No. 26939 of 2007(F)

PETITIONER:

BINDU SURESH,
W/O. SURESH, AGED 23 YEARS,
BINDU BHAVAN,
OTANAVATTOM.P.O.,
KOTTARAKKARA.

BY ADV. SRI.R.SATISH KUMAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY DISTRICT COLLECTOR, KOLLAM.

2. THE DISTRICT COLLECTOR, KOLLAM.

3. THE ASSISTANT EXECUTIVE ENGINEER, KERALA STATE ELECTRICITY BOARD, VELIYAM.

4. THE ASSISTANT ENGINEER, KERALA STATE ELECTRICITY BOARD, VELIYAM.

BY ADV. SHRI.P.P.THAJUDEEN, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 26939 of 2007

Dated, this the 10th day of September, 2007

J U D G M E N T

Petitioner is challenging installation of transformer in her property without her consent and without getting approval from the District Magistrate. According to the petitioner, though transformer is installed, it is not commissioned. In order to avoid delay, this writ petition is disposed of directing 2nd respondent himself to decide after inspection or get it decided by the ADM. Either 2nd respondent or ADM should conduct inspection in the presence of the KSEB officials and the petitioner and dispose of the matter. I make it clear that the minimum extent of petitioner's land only should be used, that too only if another suitable land causing lesser inconvenience to land owner/s is not located. If transformer can be located on road puramboke, 2nd respondent or ADM should approve the same. However, if installment of transformer in petitioner's property is inevitable, it should be done causing least inconvenience and petitioner should be granted compensation in accordance with law without any delay. The second respondent is directed to redress the grievance of the petitioner on production of a copy of

this judgment by the petitioner. He will pass appropriate orders about shifting of transformer already installed.

This writ petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg